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10 UNITED STATES DISTRICT COURT
11 EASTERN DISTRICT OF CALIFORNIA
12 FRESNO DIVISION
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14 JESSICA ELIZABETH EUBANKS,
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16 Plaintiff,
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18 v.
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20 KILOLO KIJAKAZI,
Acting Commissioner of Social Security,
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22 Defendant.
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No. 1:22-cv-01116-BAM

STIPULATION AND ~~PROPOSED~~ ORDER FOR
EXTENSION OF TIME TO FILE ELECTRONIC
CERTIFIED ADMINISTRATIVE RECORD

22 The parties stipulate through counsel that Defendant, the Acting Commissioner of Social
23 Security (the “Commissioner”), shall have a twenty-one day extension of time to file the
24 Electronic Certified Administrative Record (CAR), extending the date on which the CAR is due
25 from February 2, 2023 to February 23, 2023.

26 This is Defendant’s third and final request to extend the deadline to file the CAR. This
27 extension is needed to allow the Social Security Administration’s component responsible for
28 production of the CAR for civil court actions to fix technical errors currently existing in the CAR.

Defendant is unable to file the CAR in its current condition, despite much effort by and coordination with the United States Attorney's Office, which handles filing CARs on behalf of the Social Security Administration. See Exhibit A (Notice of Error). Defendant is working diligently to correct these technical issues and will coordinate filing the CAR at the earliest date possible, and by no later than February 23, 2023.

Defendant apologizes to the Court for any inconvenience caused by this delay.

The parties further stipulate that the Court's Scheduling Order shall be modified accordingly. This request is made in good faith and is not intended to delay the proceedings in this matter.

Respectfully submitted,

DATE: February 1, 2023

/s/ Jonathan Omar Pena
JONATHAN OMAR PENA
Attorney for Plaintiff
(as approved via email)

PHILLIP A. TALBERT
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MATHEW W. PILE
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DATE: February 1, 2023

By /s/ Elizabeth Landgraf
ELIZABETH LANDGRAF
Special Assistant United States Attorney
Attorneys for Defendant

ORDER

Pursuant to stipulation and good cause appearing, Defendant shall file the Electronic Certified Administrative Record on or before February 23, 2023.

IT IS SO ORDERED.

Dated: February 3, 2023

/s/ Barbara A. McAuliffe
UNITED STATES MAGISTRATE JUDGE